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STATE OF DELAWARE
WATER AND AIR RESOURCES COMMISSION
DOVER, DELAWARE 19901

LOREN H. FRYE, CHAIRMAN
HAROLD L. JACOBS
VICE CHAIRMAN
JOHN C. BRYSON
EXECUTIVE DIRECTOR

PHONE 302-734-5711
EXT. 470-471

July 22, 1968

Dr. E. L. Rodowskas
Plant Manager
E. I. duPont de Nemours & Company
Newport, Delaware 19899

Dear Dr. Rodowskas:

This letter is to inform you that the Commission has approved in principle your proposed sanitary landfill operation at the Newport plant.

Additional information is required in respect to your application since some of the information does not satisfy our requirements. On the plot plan, please indicate the various areas where different materials will be segregated. What width of a working face will be maintained? Covering should be of sufficient depth to exclude oxidation of the waste material and we recommend at least four inches, also the top as well as the face should be covered.

Please provide clarification of the above matters along with the enclosed form with your choice of waiver of public hearing.

Thank you for your cooperation in this matter and if any question should arise, feel free to contact this office at any time.

Very sincerely yours,

Hugh J. Menghi
Hugh J. Menghi

Air Pollution Control Division

HJM:mr

Enclosure

AR200031



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TO: APPLICANTS FOR WATER AND AIR RESOURCES COMMISSION PERMITS

Please be advised that before formal consideration can be given to your request for a Certificate of Approval, the Commission must hold a public hearing in accordance with Section 6007, Chapter 442, Volume 55, Laws of Delaware which reads as follows:

"The Commission shall hold a public hearing with respect to any permit, lease variance or grant for which application is made under this Part. Notice shall be served upon the applicant as summonses are served or by registered or certified mail not less than 20 days before the time set for the hearing. 20 days' notice shall also be published in a newspaper of general circulation throughout the state and in addition in a newspaper of general circulation in the county to which the application applies. If the applicant wishes to waive the right to public hearing the published notice shall advise interested persons to file any written protests to the application within 10 days. In the absence of such protests, the Commission may in its discretion act without a public hearing."

This section does allow the applicant to waive his right to public hearing. If such is the case, a notice will be published and if no written protest is received within 10 days, the Commission will act on the application. If a protest is received, a public hearing, as described above, will be scheduled. The Commission reserves the right to require a public hearing on any application when it feels it to be in the best interest of the State.

The Commission may establish a fee schedule for filing applications for permits, leases or grants, and may collect from the applicant the necessary expenses of the Commission for processing the application and conducting a hearing.

Please indicate on the enclosed form whether or not you desire to waive your right to a public hearing with regard to your application for a Certificate of Approval. Upon receipt of this form your application will be further processed.

Sincerely yours,

John C. Bryson

John C. Bryson
Executive Director

JCB:mr
Enclosure

AR200032